

IN THE _____ COURT OF _____ COUNTY
STATE OF GEORGIA

Plaintiff

v.

Civil Action

File No. _____

Defendant

Garnishee

Address

AFFIDAVIT OF GARNISHMENT

Personally appeared the undersigned affiant who on oath says that he is the above plaintiff, his agent, or his attorney at law and that he has personal knowledge that the above defendant is indebted to said plaintiff in the sum of _____ Dollars, Principal, \$ _____ Interest, \$ _____ Attorney's Fees, and \$ _____ Cost; and that said Plaintiff has — a suit pending — or judgment obtained in case number _____ in _____ Court of _____ County, that no agreement has been made with the defendant for payment of the judgment, or if an agreement was made, the defendant is in default and that Affiant has reason to apprehend the loss of said sum or some part thereof unless process of garnishment issues.

Affiant

Sworn to and Subscribed Before me,

This _____, 20 _____.

Notary Public

Approved:

This _____, 20 _____.

Court of _____ County
Judge

Magistrate

Plaintiff's Attorney

GARNISHEE

Georgia, _____ County

I have this day served Summons of Garnishment issued upon within Affidavit for Garnishment on _____
by serving same on _____ its _____ and personally in charge of the office
and place of business at the time of service of Garnishee in said County at _____ o'clock _____ M.

This the _____ day of _____, 20 _____.

Deputy Sheriff

Constable

Georgia, _____ County

I have this day served Summons of Garnishment issued upon within Affidavit for Garnishment on _____
_____.

This the _____ day of _____, 20 _____.

Deputy Sheriff

Constable

Georgia, _____ County

Diligent search made and Garnishee _____
not to be found in the jurisdiction of said Court.

This _____ day of _____, 20 _____.

Deputy Sheriff

Constable

CERTIFICATION OF PERSONAL SERVICE

DEFENDANT

Georgia, _____ County

I have this day served Defendant _____
personally with a copy of the within Summons.

This the _____ day of _____, 20 _____.

Deputy Sheriff

Attorney

Agent

Constable

Judgment in _____ Court.

This is to certify that the within is a true and exact copy of
the original Affidavit for Garnishment of record and on file
in the Clerk's office.

Principal \$ _____

Interest \$ _____

Attorney Fees \$ _____

Cost Main Case \$ _____

Main Case No. _____

This _____ day of _____, 20 _____

Deputy Clerk

_____ Court of _____ County

IN THE _____ COURT OF _____ COUNTY
STATE OF GEORGIA

Plaintiff

v.

Civil Action

Defendant

File No. _____

Garnishee

Amount Claimed Due by Plaintiff \$ _____

Address

Court Cost Due _____

Social Security No. _____

TOTAL COST DUE \$ _____

SUMMONS OF GARNISHMENT

To: _____ Garnishee

YOU ARE HEREBY COMMANDED to hold immediately all property, money, wages, except what is exempt, belonging to the defendant, or debts owed to the defendant named above at the time of service of this summons and between the time of service of this summons and the time of making your answer. Not sooner than 30 days but not later than 45 days after you are served with this summons, you are commanded to file your answer in writing with the clerk of this court and serve a copy upon the plaintiff or his attorney named below. Money or other property subject to this summons should be delivered to the court with your answer. Should you fail to answer this summons, a judgment will be rendered against you for the amount the plaintiff claims due by the defendant.

Witness the Honorable _____, Judge Magistrate of said Court.

This _____ day of _____, 20 ____.

Clerk_____
Court of _____ County_____
Plaintiff's Attorney_____
Address

Service perfected on garnishee, this _____ day of _____, 20 ____.

Deputy, Sheriff, or Constable

ANSWER OF GARNISHEE

GEORGIA, _____ COUNTY

No. _____

Plaintiff
v.

GARNISHMENT

Defendant

COURT OF

Garnishee

COUNTY

Comes now the Garnishee above named, and in Answer to Summons of Garnishment served on it, says that at the time of service of said Summons of Garnishment, the Garnishee owed the Defendant _____ Dollars; and that since said service the Garnishee has become indebted to the Defendant in the sum of _____ Dollars; said sums admitted to be due were earned by the Defendant as Hourly, Daily, Weekly, Bimonthly or Monthly wages, at the rate of \$ _____ per Hour, Day, Week, Bimonthly or Monthly for _____ Days, Weeks, Bimonthly, Monthly, and of said sums \$ _____ is exempt from process of garnishment under the laws of Georgia, and \$ _____ is subject to process of garnishment, and is herewith paid into court.

Garnishee further states: at the time of service of summons, garnishee had in hand no property or effects of the defendant. Since the date of service there has come in the hands of the garnishee no property or effects of the defendant except _____

Garnishee

GEORGIA _____ COUNTY

Personally appeared _____ who on oath says that he is _____ of the Garnishee above named, and as such, his authority to make this Answer, and knows the facts. And that the facts in the foregoing Answer are true.

Sworn to and subscribed before me,

this _____, 20 _____

Clerk, _____ Court of _____ County.
OR

Judge, Magistrate _____ Notary Public (Seal)

CERTIFICATE OF SERVICE

This is to certify that I have this day served plaintiff or his attorney in the foregoing matter with a copy of this pleading by depositing in the United States Mail a copy of same in a properly addressed envelope with adequate postage thereon.

This _____ day of _____, 20 _____. Signed _____ Garnishee

IMPORTANT INSTRUCTIONS

1. Answer cannot be filed sooner than Thirty (30) days after service of Summons of Garnishment on the Garnishee and no later than Forty-Five (45) days after date of service of Summons of Garnishment on the Garnishee.
2. File your Answer at _____ Court of _____ County.
3. If you are not familiar with the Georgia Law applying in garnishment cases consult your attorney, or otherwise obtain correct information before paying the Defendant any sum after you have been served with this Summons of Garnishment (Code Title 18)
4. A letter is insufficient, even though the Defendant is not employed by you.
5. A SWORN Answer must be filed.
6. Plaintiff, or their counsel, is the only one who can authorize the Court to issue a release and relieve you of filing Answer to this Summons.
7. Failure of Garnishee to answer may result in default judgment against the garnishee.

1. Defendant has Twenty (20) days from the date of service in which to file a petition or request for a hearing to dissolve the garnishment.
2. If you are unfamiliar with the Georgia Laws applying to garnishments consult an attorney or otherwise obtain correct information before proceeding in this matter. (Code Title 18)
3. File your petition at _____
4. Failure to file a petition within Twenty (20) days after service of Summons will result in a conclusive presumption that the garnishment was properly issued.
5. A garnishment against the property and credits of the defendant has been or will be served on the garnishee.

GARNISHEE

DEFENDANT